

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**November 25, 2009**

**DIVISION TWO**

B215945      Los Angeles County, D.C.F.S.      (Not for Publication)  
                 v.  
                 E.M.

The juvenile court's order is affirmed.

Ashmann-Gerst, J.

We concur:    Boren, P.J.  
                 Doi Todd, J.

B208174      Aivazian, et al.                      (Not for Publication)  
                 v.  
                 Thompson, et al.

The judgment is affirmed. The Thompsons shall recover their costs on appeal.

Ashmann-Gerst, J.

We concur:    Doi Todd, Acting P.J.  
                 Chavez, J.

**DIVISION THREE**

Court convened at 10:30 a.m.

Present: Klein, P.J., Croskey, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

### DIVISION THREE (continued)

B216521      Anderson, et al.  
v.  
Merck & Co., Inc.

Merits:

Argued by Craig R. Spiegel for appellants and by Charles C. Lifland for respondent. Cause submitted.

B214234      Lara  
v.  
Workers Compensation Appeals Board  
Bratiff Home Corporation, et al.

Merits:

Argued by Leo Hernandez for petitioner and by Scott L. Broffman, in propria persona and for respondents. Cause submitted.

Court adjourned.

B208890      People                                 (Not for Publication)  
v.  
John Golay

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The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.  
Aldrich, J.

B207288      Tracfone Wireless, Inc.  
v.  
City of Los Angeles

Filed order denying petition for rehearing.

DIVISION THREE (continued)

B205917 Greenspan  
v.  
Manhattan Loft, LLC, et al.

Filed order denying petition for rehearing.

B211540 Los Angeles County, D.C.F.S.  
B213203 v  
R.M.

Filed order denying petition for rehearing.

DIVISION FOUR

B212368 People (Certified for Publication)  
v.  
Smith

The judgment is affirmed.

Manella, J.

We concur: Epstein, P.J.  
Willhite, J.

B212277 People (Not for Publication)  
v.  
Bee

The judgment is affirmed.

Epstein, P.J.

We concur: Manella, J.  
Suzukawa, J

DIVISION SIX

B208086 Alta Lab Casework Ltd. (Not for Publication)  
v.  
Mid Canada Millwork, Ltd.

The judgment is affirmed. Respondent(s) to recover costs.

Coffee, J.

We concur: Gilbert, P.J.  
Perren, J.

B209776 Daniel Carnahan, et al. (Not for Publication)  
v.  
Bonnie Stephenson, et al.

The judgment is reversed. The probate court is directed to enter a new and different judgment confirming that the Altadena property shall remain in the 2002 trust to be held and distributed pursuant to the terms of that trust. Appellants shall recover their costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.  
Perren, J.

B212958 People (Not for Publication)  
v.  
Fisher

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.  
Coffee, J.

November 25, 2009 (Continued)

## DIVISION SIX (continued)

B212444      People                                  (Not for Publication)  
v.  
Javier Medina

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.  
Perren, J.

B211926      People                                  (Not for Publication)  
v.  
Jason Antoine Rodriguez

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.  
Yegan, J.

B212253      People  
v.  
Lyons

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION SIX (Continued)

B220452     Skinner  
              v.  
              Skinner

The Court:

On September 28, 2009, Nathan L. Skinner filed a notice of appeal in the Santa Barbara County Superior Court in Case No. 1046535, stating his intention to appeal an order entered by the superior court on September 24, 2009, denying his request for a prefiling order. (Code Civ. Proc. section 391.7.) No statute authorizes an appeal from the trial court's order refusing to grant a request for a pre-filing order. (See, e.g., Code Civ. Proc. Sections 904.1, 391.7.) We, therefore, lack jurisdiction over the attempted appeal. The appeal is dismissed.

DIVISION SEVEN

B202340     Urban Eco Housing, LLC                    (Not for Publication)  
              v.  
              Tu My Tong

The judgment is affirmed. Defendant is awarded costs on appeal.

Jackson, J.

We concur:    Perluss, P.J.  
                      Woods, J.

B212597     Stephanie Price                                    (Not for Publication)  
              v.  
              7-Eleven, Inc. et al.

The judgment is affirmed. Defendants are awarded their costs on appeal.

Jackson, J.

We concur:    Perluss, P.J.  
                      Zelon, J.

## DIVISION SEVEN(continued)

B196535 People (Not for Publication)  
v.  
Rodriguez

The judgment is modified as to count 1 to strike the 10-year enhancement imposed pursuant to section 186.22, subdivision (b)(1), and to impose and stay a 15-year minimum parole eligibility term pursuant to section 186.22, subdivision (b)(5), and as to counts 2, 3 and 4, to stay imposition of the 15-year minimum parole eligibility terms. As modified, the judgment is affirmed. The abstract of judgment is ordered corrected to reflect (a) on count 1 the imposition of a 25-years-to-life life term, plus a consecutive term enhancement of 25 years to life pursuant to section 12022.53, subdivisions (d) and (e)(1), and the imposition and stay of a 15-year minimum parole eligibility term pursuant to section 186.22, subdivision (b)(5); (b) on each of counts 2, 3 and 4 the imposition of a consecutive term of life with the possibility of parole, plus a consecutive term enhancement of 20 years pursuant to section 12022.53, subdivisions (c) and (e)(1), and the imposition and stay of a 15-year minimum parole eligibility term pursuant to section 186.22, subdivision (b)(5); (c) imposition of a \$200 restitution fine pursuant to section 1202.4, subdivision (b); and (d) imposition and suspension of a \$200 parole revocation restitution fine pursuant to section 1202.45. The superior court is directed to prepare a corrected abstract of judgment and to forward it to the Department of Corrections and Rehabilitation.

Perluss, P.J.

We concur:   Zelon, J.  
                      Jackson, J.

DIVISION EIGHT

B215041      Los Angeles County, D.C.F.S.      (Not for Publication)

v.

L.C.,

In re J.C., a Person Coming Under the Juvenile Court Law.

The dependency court's findings and orders under section 300, subdivision (b), are affirmed. The dependency court's removal findings and orders are reversed.

Bigelow, J.

We concur: Rubin, Acting P.J.

Flier, J.

B208779      Co. of L.A. Child Support Services.      (Not for Publication) Publication)

v.

G.C.,

The trial court's order dated April 21, 2008, is affirmed.

Bigelow, J.

We concur: Flier, Acting P.J.

Mohr, J. (Assigned)